

AN ACT concerning finance.

**Be it enacted by the People of the State of Illinois,
represented in the General Assembly:**

Section 5. The State Finance Act is amended by changing Section 6z-27 as follows:

(30 ILCS 105/6z-27)

Sec. 6z-27. All moneys in the Audit Expense Fund shall be transferred, appropriated and used only for the purposes authorized by, and subject to the limitations and conditions prescribed by, the State Auditing Act.

Within 30 days after the effective date of this amendatory Act of the 98th General Assembly 2012, the State Comptroller shall order transferred and the State Treasurer shall transfer from the following funds moneys in the specified amounts for deposit into the Audit Expense Fund:

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| Beach Marina Fund..... | 4,825 |
| Aggregate Operations Regulatory Fund | 507 |
| Agricultural Premium Fund..... | <u>127,127</u> 17,505 |
| Alternate Fuels Fund | 641 |
| Appraisal Administration Fund..... | 2,555 |
| Asbestos Abatement Fund..... | 3,563 |
| Attorney General Court Ordered and Voluntary | |

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|---|-----------------------------------|
| Compliance Payment Projects Fund | 9,010 |
| Attorney General Whistleblower Reward and Protection Fund..... | 7,878 |
| Bank and Trust Company Fund..... | 114,670 |
| Brownfields Redevelopment Fund | <u>504</u> 2,874 |
| Build Illinois Capital Revolving Loan Fund | 966 |
| Capital Development Board Revolving Fund | <u>1,759</u> 3,163 |
| Care Provider Fund for Persons with Developmental Disability | <u>13,886</u> 3,939 |
| <u>CDLIS/AAMVA Net Trust Fund</u> | <u>532</u> |
| <u>Child Support Administrative Fund.....</u> | <u>5,256</u> |
| Clean Air Act (CAA) Permit Fund..... | <u>1,480</u> 9,789 |
| Coal Mining Regulatory Fund..... | <u>609</u> 8,334 |
| Coal Technology Development Assistance Fund..... | 10,321 |
| Common School Fund | <u>137,473</u> 250,850 |
| The Communications Revolving Fund..... | <u>102,681</u> 33,809 |
| Community Mental Health Medicaid Trust Fund..... | <u>25,891</u> 7,539 |
| Corporate Franchise Tax Refund Fund..... | <u>795</u> 532 |
| Corporate Headquarters Relocation Assistance Fund..... | 2,093 |
| Credit Union Fund..... | 17,110 |
| Cycle Rider Safety Training Fund | 546 |
| DCFS Children's Services Fund..... | 186,660 |
| Department of Business Services Special Operations Fund..... | <u>3,980</u> 1,983 |
| Department of Corrections Reimbursement and Education Fund | 29,617 |

~~Design Professionals Administration and~~

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|---|------------------------------------|
| Investigation Fund | 6,341 |
| Digital Divide Elimination Fund..... | 3,314 |
| The Downstate Public Transportation Fund | <u>6,535</u> 19,258 |
| Drivers Education Fund | 1,491 |
| <u>Drug Rebate Fund</u> | <u>17,775</u> |
| <u>Drug Treatment Fund.....</u> | <u>1,005</u> |
| The Education Assistance Fund..... | <u>1,780,814</u> 40,564 |
| <u>Electronic Health Record Incentive Fund.....</u> | <u>2,136</u> |
| Energy Efficiency Trust Fund | 1,946 |

Environmental Protection Permit and

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|---|---|
| Inspection Fund..... | <u>736</u> 4,620 |
| <u>Estate Tax Collection Distributive Fund.....</u> | <u>810</u> |
| Facilities Management Revolving Fund | <u>152,269</u> 59,124 |
| Fair and Exposition Fund | <u>5,367</u> 789 |
| <u>Federal High Speed Rail Trust Fund</u> | <u>4,292</u> |
| Federal Workforce Training Fund..... | 141,336 |
| Feed Control Fund..... | <u>8,381</u> 1,133 |
| <u>Fertilizer Control Fund.....</u> | <u>2,870</u> |
| The Fire Prevention Fund | <u>2,666</u> 216,465 |
| General Professions Dedicated Fund | <u>3,161</u> 28,411 |
| The General Revenue Fund | <u>17,491,225</u> 16,043,536 |
| Grade Crossing Protection Fund | <u>1,273</u> 4,345 |
| Hazardous Waste Fund | <u>874</u> 5,183 |

Health and Human Services

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| Medicaid Trust Fund..... | <u>10,660</u> 5,758 |
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| Healthcare Provider Relief Fund..... | <u>38,819</u> | 26,311 |
| <u>Hospital Provider Fund</u> | | <u>44,660</u> |
| Home Inspector Administration Fund | | 876 |
| Illinois Affordable Housing Trust Fund | <u>620</u> | 763 |
| Illinois Charity Bureau Fund | | 2,011 |
| Illinois Clean Water Fund..... | <u>1,438</u> | 8,592 |
| Illinois Department of Agriculture Laboratory Services Revolving Fund | <u>5,536</u> | 665 |
| Illinois Fire Fighters' Memorial Fund | | 1,814 |
| Illinois Forestry Development Fund | | 2,642 |
| Illinois Gaming Law Enforcement Fund | | 1,674 |
| Illinois Habitat Fund | | 4,192 |
| Illinois Power Agency Operations Fund..... | <u>8,996</u> | 110,651 |
| Illinois Standardbred Breeders Fund..... | <u>7,806</u> | 1,132 |
| Illinois State Dental Disciplinary Fund | | 6,888 |
| Illinois State Fair Fund | <u>29,614</u> | 4,673 |
| Illinois State Medical Disciplinary Fund | | 27,524 |
| Illinois State Pharmacy Disciplinary Fund | | 8,373 |
| Illinois Tax Increment Fund..... | <u>570</u> | 1,390 |
| Illinois Thoroughbred Breeders Fund..... | <u>12,274</u> | 1,808 |
| <u>Illinois Veterans Rehabilitation Fund</u> | | <u>1,435</u> |
| Illinois Wildlife Preservation Fund | | 1,282 |
| Illinois Workers' Compensation Commission Operations Fund..... | <u>105,103</u> | 2,212 |
| IMSA Income Fund | <u>5,478</u> | 5,326 |
| Income Tax Refund Fund | <u>58,552</u> | 109,482 |

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| Insurance Financial Regulation Fund | 96,074 |
| Insurance Premium Tax Refund Fund | 7,589 |
| Insurance Producer Administration Fund | 75,222 |
| International Tourism Fund | 2,814 |
| Live and Learn Fund..... | <u>16,348</u> 9,516 |
| <u>Lobbyist Registration Administration Fund</u> | <u>749</u> |
| The Local Government Distributive Fund | <u>33,802</u> 81,356 |
| Local Tourism Fund | 7,095 |
| <u>Long Term Care Provider Fund</u> | <u>19,337</u> |
| <u>Low Level Radioactive Waste Facility</u> | |
| <u>Development and Operation Fund</u> | <u>3,023</u> |
| <u>Mandatory Arbitration Fund</u> | <u>3,272</u> |
| <u>Medical Interagency Program Fund</u> | <u>928</u> |
| Mental Health Fund | <u>8,872</u> 2,806 |
| <u>Monitoring Device Driving Permit</u> | |
| <u>Administration Fee Fund</u> | <u>1,255</u> |
| The Motor Fuel Tax Fund..... | <u>25,396</u> 80,083 |
| Motor Vehicle License Plate Fund | <u>7,672</u> 4,763 |
| <u>Motor Vehicle Theft Prevention Trust Fund</u> | <u>68,152</u> |
| Natural Areas Acquisition Fund | <u>1,110</u> 16,001 |
| <u>Nuclear Safety Emergency Preparedness Fund</u> | <u>112,087</u> |
| Nursing Dedicated and Professional Fund | 10,167 |
| Off-Highway Vehicle Trails Fund | 794 |
| Open Space Lands Acquisition and | |
| Development Fund | <u>2,772</u> 58,827 |
| Optometric Licensing and Disciplinary Board Fund | 1,408 |

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| Park and Conservation Fund | <u>2,736</u> | 47,464 |
| Partners for Conservation Fund | <u>29,715</u> | 11,901 |
| Pawnbroker Regulation Fund | | 757 |
| The Personal Property Tax Replacement Fund | <u>35,064</u> | 142,488 |
| Pesticide Control Fund | <u>24,615</u> | 3,903 |
| Prisoner Review Board Vehicle and Equipment Fund | | 2,621 |
| Professional Services Fund | <u>6,874</u> | 2,029 |
| Professions Indirect Cost Fund | | 191,548 |
| Public Pension Regulation Fund | | 7,519 |
| The Public Transportation Fund | <u>17,891</u> | 52,905 |
| <u>Radiation Protection Fund.....</u> | <u>40,062</u> | |
| Real Estate License Administration Fund..... | | 26,119 |
| Registered Certified Public Accountants' Administration and Disciplinary Fund..... | | 1,547 |
| Renewable Energy Resources Trust Fund..... | | 1,601 |
| Rental Housing Support Program Fund..... | | 865 |
| The Road Fund..... | <u>125,524</u> | 289,575 |
| Regional Transportation Authority Occupation and Use Tax Replacement Fund | <u>711</u> | 1,833 |
| Savings and Residential Finance Regulatory Fund..... | | 30,756 |
| Secretary of State DUI Administration Fund | <u>1,238</u> | 765 |
| Secretary of State Identification Security and Theft Prevention Fund | <u>2,000</u> | 1,757 |
| Secretary of State Special License Plate Fund.... | <u>2,786</u> | 2,304 |
| Secretary of State Special Services Fund | <u>17,972</u> | 10,045 |
| Securities Audit and Enforcement Fund..... | <u>8,041</u> | 3,211 |

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| <u>September 11th Fund</u> | <u>594</u> |
| Solid Waste Management Fund..... | <u>1,044</u> 9,494 |
| <u>Special Education Medicaid Matching Fund</u> | <u>5,653</u> |
| State and Local Sales Tax Reform Fund..... | <u>1,411</u> 3,638 |
| State Boating Act Fund | <u>1,974</u> 38,425 |
| <u>State Charter School Commission Fund</u> | <u>7,500</u> |
| State Construction Account Fund..... | <u>25,552</u> 79,336 |
| The State Garage Revolving Fund..... | <u>39,802</u> 11,541 |
| The State Lottery Fund | <u>435,421</u> 68,197 |
| State Migratory Waterfowl Stamp Fund | 4,757 |
| State Parks Fund | <u>1,783</u> 29,249 |
| State Pensions Fund..... | <u>500,000</u> 1,000,000 |
| State Pheasant Fund | 723 |
| State Surplus Property Revolving Fund..... | <u>2,948</u> 1,078 |
| The Statistical Services Revolving Fund..... | <u>121,071</u> 40,944 |
| Subtitle D Management Fund | 989 |
| Supplemental Low Income Energy Assistance Fund | 48,768 |
| <u>Supreme Court Historic Preservation Fund</u> | <u>35,613</u> |
| Tobacco Settlement Recovery Fund | <u>6,642</u> 2,501 |
| Tourism Promotion Fund | 14,362 |
| Underground Resources Conservation Enforcement Fund | 1,722 |
| Underground Storage Tank Fund..... | <u>4,543</u> 69,453 |
| <u>University of Illinois Hospital Services Fund</u> | <u>6,344</u> |
| The Vehicle Inspection Fund..... | <u>4,474</u> 14,322 |
| Violent Crime Victims Assistance Fund | 10,629 |
| Weights and Measures Fund..... | <u>26,165</u> 3,408 |

Wildlife and Fish Fund 10,784 ~~164,990~~
The Working Capital Revolving Fund 14,944 ~~281,376~~

Notwithstanding any provision of the law to the contrary, the General Assembly hereby authorizes the use of such funds for the purposes set forth in this Section.

These provisions do not apply to funds classified by the Comptroller as federal trust funds or State trust funds. The Audit Expense Fund may receive transfers from those trust funds only as directed herein, except where prohibited by the terms of the trust fund agreement. The Auditor General shall notify the trustees of those funds of the estimated cost of the audit to be incurred under the Illinois State Auditing Act for the fund. The trustees of those funds shall direct the State Comptroller and Treasurer to transfer the estimated amount to the Audit Expense Fund.

The Auditor General may bill entities that are not subject to the above transfer provisions, including private entities, related organizations and entities whose funds are locally-held, for the cost of audits, studies, and investigations incurred on their behalf. Any revenues received under this provision shall be deposited into the Audit Expense Fund.

In the event that moneys on deposit in any fund are unavailable, by reason of deficiency or any other reason preventing their lawful transfer, the State Comptroller shall order transferred and the State Treasurer shall transfer the

amount deficient or otherwise unavailable from the General Revenue Fund for deposit into the Audit Expense Fund.

On or before December 1, 1992, and each December 1 thereafter, the Auditor General shall notify the Governor's Office of Management and Budget (formerly Bureau of the Budget) of the amount estimated to be necessary to pay for audits, studies, and investigations in accordance with the Illinois State Auditing Act during the next succeeding fiscal year for each State fund for which a transfer or reimbursement is anticipated.

Beginning with fiscal year 1994 and during each fiscal year thereafter, the Auditor General may direct the State Comptroller and Treasurer to transfer moneys from funds authorized by the General Assembly for that fund. In the event funds, including federal and State trust funds but excluding the General Revenue Fund, are transferred, during fiscal year 1994 and during each fiscal year thereafter, in excess of the amount to pay actual costs attributable to audits, studies, and investigations as permitted or required by the Illinois State Auditing Act or specific action of the General Assembly, the Auditor General shall, on September 30, or as soon thereafter as is practicable, direct the State Comptroller and Treasurer to transfer the excess amount back to the fund from which it was originally transferred.

(Source: P.A. 96-476, eff. 8-14-09; 96-976, eff. 7-2-10; 97-66, eff. 6-30-11; 97-732, eff. 6-30-12; 97-813, eff. 7-13-12.)

Public Act 098-0270

HB3122 Enrolled

LRB098 02668 KMW 32673 b

Section 99. Effective date. This Act takes effect upon becoming law.